

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN**

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**Case No.:** 14-25236  
**Judge:** SVK  
**Chapter:** Chapter 13

**In Re: Donald Habermehl**

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**NOTICE AND REQUEST TO MODIFY CHAPTER 13 PLAN**

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The Debtor, through Geraci Law, LLC, has filed papers with the court requesting modification of the Chapter 13 Plan in the above case.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.**

If you do not want the court to modify the plan as proposed, or if you want the court to consider your views on the request, then on or before 21 days after service of this notice, you or your attorney must:

File with the court a written request for hearing which shall contain a short and plain statement of factual and legal basis for the objection. File your written request at:

1. Clerk, U.S. Bankruptcy Court  
517 East Wisconsin Avenue, Room 126  
Milwaukee, WI 53202-4581

and provide copies to

United States Trustee  
Eastern District of Wisconsin  
517 East Wisconsin Avenue, Room 430  
Milwaukee, WI 53202

Mary B. Grossman  
Chapter 13 Trustee  
P.O. Box 510920  
Milwaukee, WI 53203

Geraci Law, LLC  
Andrew Mark Golanowski  
2505 N. Mayfair Rd. #101  
Wauwatosa, WI 53226

Donald Habermehl  
5136 W. Plainfield Ave.  
Milwaukee, WI 53220

in time for its receipt by the above deadline. If you or your attorney do not take these steps, the Court may decide that you do not oppose the request and may enter an order modifying the Plan.

## REQUEST TO MODIFY CHAPTER 13 PLAN

1. The Proponent of this modification is the Debtor.
2. This is a request to modify a Chapter 13 Plan:
  - a. ☒ post-confirmation
  - b. ☐ pre-confirmation
    - i. Debtor(s)/Debtor(s) attorney certifies that the proposed modification does not materially adversely affect creditors (Local Bankruptcy Rule 3015(b)); or
    - ii. Debtor(s)/Debtor(s) attorney certifies that the proposed modification materially adversely affects only the following creditors and a copy of the proposed modification has been served on them (Local Bankruptcy Rule 3015(b)). The creditors affected are:
3. The Proponent wishes to modify the Chapter 13 Plan to do the following: account for a supplemental mortgage arrearage claim.
4. The reason(s) for the modification is/are: see above.
5. Select A or B:
  - A. ☒ The confirmed Chapter 13 Plan is modified as follows: the Debtor shall pay \$1,288 per month for the remainder of the Plan. This accounts for an anticipated supplemental mortgage arrearage claim.
  - B. ☐ The unconfirmed Chapter 13 Plan is modified as follows:

All remaining terms and provisions of the Plan are unaffected unless specifically addressed herein. In the even of a conflict between the original Plan and the modification set forth above, the latter shall supersede and control.

6. **BY SIGNING BELOW THE PROPONENT OF THE MODIFICATION CERTIFIES THAT, AFTER REVIEW OF THE MODIFICATION AND ALL OTHER TERMS AND PROVISIONS OF THE PLAN, THOSE REMAINING TERMS AND PROVISIONS OF THE PLAN ARE CONSISTENT WITH THE PROPOSED MODIFICATIONS.**

## CERTIFICATION

Complete one of the certifications below:

1. I/We, \_\_\_\_\_, the debtor(s) in this case, certify that I/we have reviewed the modification to the Chapter 13 plan proposed in this motion, and I/we authorize my/our attorney to file it with the court.

Debtor

Date \_\_\_\_\_

Debtor

Date

OR

2. I, Andrew Golanowski, attorney for the debtor(s), certify that I have reviewed the modification proposed above with the debtor(s), and that the debtor(s) has/have authorized me to file it with the court.

WHEREFORE, the Proponent requests that the court approve the modification to the Chapter 13 Plan as stated herein.

Respectfully submitted and dated this Wednesday, February 11, 2015.

By: /s/ Andrew Mark Golanowski  
 Andrew Mark Golanowski  
 Attorney for Debtor  
 Bar #: 1055499

Andrew Mark Golanowski  
Law Offices of Peter Francis Geraci  
2505 N. Mayfair Road, Suite 101  
Wauwatosa, WI 53226  
Phone: (414) 475-0100  
Fax: (312) 332-6354  
Email: [wal@geracilaw.com](mailto:wal@geracilaw.com)

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN**

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Chapter: Chapter 13**

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**CERTIFICATE OF SERVICE**

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The undersigned, an Attorney, does hereby certify that a copy of this Certificate of Service and a copy of the attached Notice and Request to Modify Chapter 13 Plan were mailed First Class to the persons mentioned below, at their respective addresses, postage prepaid, by U.S. Mail in Milwaukee, WI on Wednesday, February 11, 2015:

**SEE ATTACHED LIST**

Donald Habermehl  
5136 W. Plainfield Ave.  
Milwaukee, WI 53220

Additionally, the documents referenced above were also served via electronic means on the following individuals on Wednesday, February 11, 2015:

United States Trustee  
Eastern District of Wisconsin  
517 E. Wisconsin Ave.  
Milwaukee, WI 53202

Mary B. Grossman  
Chapter 13 Trustee  
P.O. Box 510920  
Milwaukee, WI 53203

Dated this Wednesday, February 11, 2015.

By: /s/ Andrew Mark Golanowski  
Andrew Mark Golanowski  
Attorney of the Debtor  
Bar #: 1055499

Andrew Mark Golanowski  
Law Offices of Peter Francis Geraci  
2505 N. Mayfair Road, Suite 101  
Wauwatosa, WI 53226  
Phone: (414) 475-0100  
Fax: (312) 332-6354  
Email: [wag@geracilaw.com](mailto:wag@geracilaw.com)

Label Matrix for local noticing  
0757-2  
Case 14-25236-svk  
Eastern District of Wisconsin  
Milwaukee  
Wed Feb 11 14:58:56 CST 2015

Bayview Financial Loan  
Attn: Bankruptcy Dept.  
4425 Ponce De Leon Blvd  
Coral Gables, FL 33146-1873

Experian  
Attn: Bankruptcy Dept.  
PO Box 2002  
Allen, TX 75013-2002

(c)GREEN TREE SERVICING  
ATTN: BANKRUPTCY DEPT.  
332 MINNESOTA ST STE E610  
SAINT PAUL MN 55101-1311

Land Home Financial Services  
PO Box 25184  
Santa Ana, CA 92799-5184

Office of the U. S. Trustee  
517 East Wisconsin Ave.  
Room 430  
Milwaukee, WI 53202-4510

UrgiMed Walk In Medical Clinic  
Falls Collection Svc.  
P.O. Box 668  
Germantown, WI 53022-0668

Green Tree Servicing LLC  
1400 Turbine Drive, Suite 200  
Rapid City, SD 57703-4719

Blommer Peterman, S.C.  
2012CV001307  
13700 W. Greenfield Avenue  
Brookfield, WI 53005-7159

Falls Collection SVC  
Attn: Bankruptcy Dept.  
Po Box 668  
Germantown, WI 53022-0668

(p)GREENTREE SERVICING LLC  
BANKRUPTCY DEPARTMENT  
P O BOX 6154  
RAPID CITY SD 57709-6154

Milwaukee County Circuit Court  
2012CV001307  
901 N. 9th ST.  
Milwaukee, WI 53233-1425

Seterus  
Attn: Bankruptcy Dept.  
14523 Sw Millikan Way St  
Beaverton, OR 97005-2352

Abraham Pinon  
Geraci Law L.L.C.  
55 E. Monroe St. Suite #3400  
Chicago, IL 60603-5920

BAYVIEW LOAN SERVICING, LLC  
4425 PONCE DE LEON BLVD, 5TH FLOOR  
CORAL GABLES, FLORIDA 33146-1837

Equifax  
Attn: Bankruptcy Dept.  
PO Box 740241  
Atlanta, GA 30374-0241

Gray & Associates  
2013CV008494  
16345 West Glendale Dr.  
New Berlin, WI 53151-2841

Green Tree Servicing, LLC  
PO BOX 0049  
Palatine, IL 60055-0049  
Telephone number: 888-298-7785

Milwaukee County Circuit Court  
2013CV008494  
901 N. 9th ST.  
Milwaukee, WI 53233-1425

Transunion  
Attn: Bankruptcy Dept.  
PO Box 1000  
Chester, PA 19016-1000

Donald David Habermehl Jr.  
5136 W Plainfield Ave  
Milwaukee, WI 53220-3210